

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

TIMOTHY O'LAUGHLIN,

Plaintiff,

v.

THE BOEING COMPANY, et al.,

Defendants.

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No. 4:18-CV-1552 NCC

MEMORANDUM AND ORDER

Before the Court is plaintiff's post-appellate motion for reconsideration of the dismissal of his employment discrimination lawsuit. After reviewing the grounds raised by plaintiff, the Court will decline to alter or amend the judgment of this Court. The Court concludes that plaintiff's motion fails to point to any manifest errors of law or fact, or any newly discovered evidence.

For example, plaintiff has still failed to produce a timely filed charge of discrimination in this action, stating instead that although he filed a timely charge, it was "lost in a fire." This directly contradicts his sworn testimony in his complaint that although he was terminated by The Boeing Company in August of 2000, he did not file a charge of discrimination with the EEOC until October of 2010, over nine years later. Therefore, plaintiff's filing was way outside the 300-day time period required by 42 U.S.C. § 2000e-5(e)(1) and his case is subject to dismissal for failure to timely exhaust his administrative remedies. Plaintiff is therefore not entitled to reconsideration of the dismissal of this action, and his motion will be denied.

To the extent plaintiff wishes to bring arguments relative to his competency and his request for conditional or unconditional release from confinement, he must file a separate habeas action in

Rochester, Minnesota. Plaintiff will not, however, will be allowed to file any additional motions in this closed action.

Accordingly,


IT IS HEREBY ORDERED that plaintiff's motion for reconsideration of the dismissal of his employment discrimination action [Doc. #27] is **DENIED**.

IT IS FURTHER ORDERED that an appeal of this action would not be taken in good faith.

IT IS FURTHER ORDERED that to the extent plaintiff wishes to bring arguments relative to his competency and his request for conditional or unconditional release from confinement, he must file a separate habeas action in the United States District Court for the District of Minnesota.

IT IS FURTHER ORDERED that plaintiff shall not be allowed to file any additional motions or filings in this closed action. Any filings by plaintiff in this action shall be returned by the Clerk of Court.

Dated this 4th day of January, 2021.



RONNIE L. WHITE
UNITED STATES DISTRICT JUDGE